

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ZUCHAER & ZUCHAER CONSULTING,
LLC, et al.,

Plaintiffs,

-against-

PROJECT VERTE INC.,

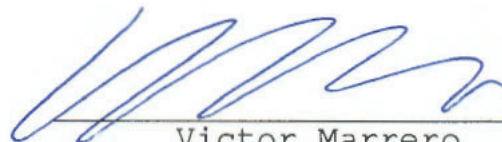
Defendant.
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VICTOR MARRERO, U.S.D.J.:

On March 15, 2021, Plaintiff and Counterclaim-Defendant filed a letter motion requesting a conference to obtain guidance or a ruling on whether an amendment or pre-answer motion to dismiss is warranted in this matter. (See Dkt. No. 24.) After reviewing the submission, including the parties' correspondence, the Court does not believe a conference is necessary at this time. Instead, the court is inclined to treat the parties' pre-motion letters as a motion to dismiss, See Kapitalforeningen Lægernes Invest. v. United Techs. Corp., 779 F. App'x 69, 70 (2d Cir. 2019) (affirming the district court ruling deeming an exchange of letters as a motion to dismiss), but if further briefing becomes necessary the Court will direct the parties to file additional material.

SO ORDERED:

Dated: New York, New York
15 April 2021



Victor Marrero
U.S.D.J.

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20 Civ. 8703 (VM)
ORDER